

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**Smith International, Inc.,**

**Plaintiff,**

**VS.**

**The Egle Group, L.L.C.,**

**Don M. Egle,**

**and**

**Daniel Rees, as Trustee of the Trust for Michele A. Goethe Egle Trust for John M. Egle, Jr., and the Egle Trust for Lauren E. Egle,**

## Defendants.

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**CIVIL ACTION NO. H-04-4151**

## MEMORANDUM AND ORDER

Pending before the Court is Plaintiff's motion to set oral hearing on Plaintiff's motion for summary judgment. In support of its motion, Plaintiff states that the discovery deadlines have passed and that no discovery is outstanding. (Pl.'s Mot. to Set Oral Hearing at 2.) However, as Defendants note in their response to the motion, all parties have requested that the discovery deadlines be extended for 90 days, pending resolution of the issue of the Court's personal jurisdiction over Defendant Daniel Rees. (See Defs.' Resp. to Pl.'s Mot. to Set Oral Hearing at 2-3; Joint Status Report, Docket No. 44, at 2.) The jurisdictional question remains unresolved. Plaintiff's motion to set oral hearing is therefore **DENIED**.

**IT IS SO ORDERED.**

**SIGNED** at Houston, Texas, on this the 25th day of October, 2005.

A handwritten signature in dark ink, appearing to read "Keith P. Ellison", is written over a horizontal line.

KEITH P. ELLISON  
UNITED STATES DISTRICT JUDGE

**TO INSURE PROPER NOTICE, EACH PARTY WHO RECEIVES  
THIS ORDER SHALL FORWARD A COPY OF IT TO EVERY  
OTHER PARTY AND AFFECTED NON-PARTY EVEN THOUGH  
THEY MAY HAVE BEEN SENT ONE BY THE COURT.**